



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C. 20460

June 13, 2011

OFFICE OF  
PREVENTION, PESTICIDES AND  
TOXIC SUBSTANCES

MS. JANELLE KAY  
PYXIS REGULATORY CONSULTING INC, AGENT FOR  
WILLOWOOD TEBUCONAZOLE, LLC  
4110 136TH ST. NW  
GIG HARBOR, WA 98332-

Dear Ms. Kay:

Subject: Transfer of Pesticide Registrations and Data From Company Number 87284 to  
Company Number 87811

Pursuant to your request in your letter and transfer agreement of February 15, 2011, we have approved the transfer of the following registrations from **WILLOWOOD PROPICONAZOLE, LLC**, company number 87284 to **WILLOWOOD TEBUCONAZOLE, LLC**, company number **87811**.

The effective date of these changes is the date of this letter.

<u>Registered Products</u>	<u>Old EPA Reg. No.</u>	<u>New EPA Reg. No.</u>
WILLOWOOD TEBUCONAZOLE TECHNICAL	87284-2	87811-1

You should indicate the new company designation, new EPA Registration Number and new Establishment Number (if it has changed) on the labeling at the next printing which should occur no later than 18 months after the effective date of this transfer. After 18 months, any product released for shipment must bear the new Registration Number and Establishment Number. If you intend to use the labels which currently appear on the transferor's product after the effective date of the transfer, but within the 18 month grace period, you must maintain complete and accurate records which identify by batch number, lot number, or other suitable description the quantities of such product bearing the transferor's label. Each container or package bearing the transferor's label which is released after the effective date of product registration transfer, must be clearly and accurately marked with the batch number, lot number or other descriptive designation used to identify the product in your records.

Supplemental distribution agreements of registered products do not transfer with the Section 3 registration. It is your responsibility as the registrant to notify any and all supplemental distributors of the transferred product(s) of this transfer agreement. If you wish to enter into

supplemental distribution agreements of your product(s) under this new registration, the form "Notice of Supplemental Distribution of a Registered Pesticide Product," EPA Form 8570-5, must be submitted to the Agency for each supplemental distributorship.

You are required to contact your local EPA Regional Office to determine what effect this transfer of pesticide registrations has on the pesticide production establishment registration.

It will not be necessary to submit labeling for review if the only changes are in the company designation and the EPA Registration Number. Other changes in the product and/or labeling may require EPA review and approval prior to distribution or sale of the product containing the new registration number. In any correspondence on these products always refer to the U.S. EPA Registration Number listed above.

The transferred registration will have the same status under the Federal Insecticide, Fungicide and Rodenticide Act, as amended, 7 USC 136 et seq., as it had prior to the approval of this transfer.

When registrations are transferred from one company to a second company, all restrictions, data requirements, conditions (suspensions), and deadlines existing on the registrations are transferred with the registrations. The new company is responsible for adhering to or complying with all such restrictions, etc. on the acquired products.

With regard to deadlines, the transferee company is responsible for submitting all required data according to the schedules already established for the acquired products. Failure to do so will result in the issuance of a Notice of Intent to Suspend. Requests from transferee companies for additional time to submit, because they acquired the registration(s) after the 3(c)(2)(B) request was issued will not be granted. If a transferee company has other valid reasons for delays in the testing which were clearly outside of their control, then such requests for time extensions will be considered in accordance with the established procedures. Transfers occurring while a 3(c)(2)(B) request is being issued or during the 90-day response time are subject to the same conditions expressed above.

Registration is in no way to be construed as an endorsement or approval of these products by the Agency. In order to protect health and the environment, the Administrator, on his motion, may at any time suspend or cancel the registration of a pesticide in accordance with FIFRA.

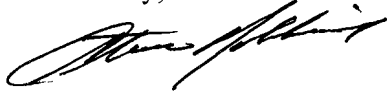
Furthermore, the transfer of the subject registrations is approved under the condition that the annual maintenance fee obligation has been fully satisfied. The marginal maintenance fee is determined based solely on the total number of active section 3 and section 24(c) registrations held by the transferor. If the annual maintenance fee has not been fully satisfied, the transferee and transferor will be notified to comply within a specified time period or the affected registrations may be canceled.

The Agency acknowledges it has received a request for data transfer dated February 15, 2011 to transfer data ownership from the transferor to the transferee. The data transfer is effective the date of this letter. After this date **WILLOWOOD TEBUCONAZOLE, LLC** will be considered the data owner. This action will not automatically reflect on the Data Submitters List. If you want to be added to the Data Submitters List, you must submit a request to:

Document Processing Desk (DSL)  
Office of Pesticide Programs (7504P)  
U.S. Environmental Protection Agency  
Ariel Rios Building  
1200 Pennsylvania Avenue, NW  
Washington, DC 20460

By copy of this letter we are informing the transferor of these changes. If you have any questions about this transfer approval please contact Louis Vaughn at (703) 308-8114.

Sincerely,

A handwritten signature in black ink, appearing to read "Steve Robbins", with a stylized flourish at the end.

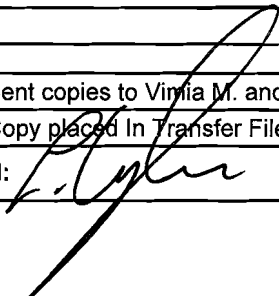
Steve Robbins, Chief  
Information Services Branch  
Information Technology & Resource Management Div. (7504P)

cc: MS. JANELLE KAY  
PYXIS REGULATORY CONSULTING, INC., AGENT FOR  
WILLOWOOD PROPICONAZOLE, LLC  
4110 1136TH STREET, NW  
GIG HARBOR, WA 98332

**RE: L\_87284\_RAD\_87811\_06\_13\_2011**

# CHECKLIST FOR TRANSFER of REGISTRATION and DATA

<b>Transferor: Willowood Propiconazole, LLC</b>		<b>Co. #: 87284</b>	
<b>Transferee: Willowood Tebuconazole, LLC</b>		<b>Co. #: 87811</b>	
<b>Transfer Type: Registration and Data</b>		<b>Date: LTR: 02/15/2011 PP: 02/16/2011</b>	

CHECK	REQUIREMENTS		COMMENTS
√	Entry into Log Book	√	Company info checked in OPPIN and printed
√	Products verified in OPPIN (active/cancelled/suspended, etc.)	√	Maintenance Fee Records checked (active/cancelled/SLN/fee paid)
<b>Ensure That the Package Contains the Following:</b>			
√	(1) XFER Agreement Has Original Signatures, Date Signed, Names and Titles of signatories from both parties?		
√	(2) Name, Address & State of Incorporation of Transferor (& Co. #)	OR	
√	(3) Name, Address & State of Incorporation of Transferee (& Co. #.)	OR	
√	(4) Name(s) / List & EPA Registration No.(s) of the product(s) being transferred.	87284-2 and 3 MRIDs - No Exclusive Use	
√	(5) Statement that the Transferor transfers to the Transferee all right, title, and interest in the EPA registration(s) and data listed in the document.		
√	(6) Statement that the transferred registration(s) shall not serve as collateral or otherwise secure any loan or other payment arrangement or executory promise. The reg'n(s) shall not revert to the Transferor unless a new transfer agreement is submitted to & approved by the Agency		
√	(7) Description of the general nature of the underlying transaction, e.g., merger spin-off, bankruptcy (no financial info. need be disclosed)	SALE	
√	(8) Statement that the Transferor and Transferee understand that any false statement may be punishable under law (18 USC1001)		
√	(9) An acknowledgement by Transferee that its rights & duties concerning the reg'n under FIFRA and 40 CFR, Ch. 1 will be deemed by EPA to be the same as those of the Transferor at the time the transfer is approved.		
√	<b>DATA</b> Data transfers must also include: (1) Name of the study; (2) Is study exclusive use (if so, when does exclusive use expire); (3) Name of person or lab that conducted the study; (4) Date study submitted to EPA; (5) MRID or other EPA administrative number.		
(10) Notarized Affirmation Statement from Transferor Affirming that:			
√	(A) The person signing the transfer agreement is authorized by the registrant (and/or original data submitter) to bind the Transferor.		
√	(B) No court order prohibits the transfer, & that any required court approvals have been obtained.		
√	(C) The transfer is authorized under all relevant Federal, State & local laws, & all relevant corporate charters, bylaws, partnerships, or other agreements.		
Note: It is preferable that the Affirmation Statement be signed by someone other than the person signing the transfer agreement.			
√	Look in OPPIN for Next Registration Number for Transferee	87811-1	
LV	OPPIN Work (Actual Transfer)		
LV	Generate Letter and Give to Branch Chief for Signature		
Copies of Letter Made and Distributed/Mailed			
LV	Copy mailed to Transferor	LV	Sent copies to Virmia M. and Ollie Y.
LV	Copy mailed to Transferee	LV	Copy placed In Transfer File
LV	Updated Log Book	Completed:  Date: 6/14/11	
Comments: 1 Product - 3 MRIDs - No Exclusive Use - LWV			



**Transfer 87284 REG 87811**  
**Louis Vaughn to: Janelle Kay**

06/14/2011 10:39 AM

From: Louis Vaughn/DC/USEPA/US  
To: Janelle Kay <Janelle@PyxisRC.com>

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Attached, is a copy of your Registration and Data Transfer from Willowood Propiconazole, LLC (87284) to Willowood Tebuconazole, LLC (87811). A hard copy will follow in the mail.

Product 87284-2 is now 87811-1



L\_87284\_RAD\_87811\_06\_13\_2011.pdf

Louis Vaughn  
Information Management Specialist  
U.S. Environmental Protection Agency  
Office of Chemical Safety and Pollution Prevention  
Information Technology and Resources Management Division  
PH: (703) 308-8114

Transfers of Registrations and/or Data Rights:  
<http://www.epa.gov/opprd001/registrationmanual/chapter16.html>



**Fw: Transfer 87284 REG 87811**  
**Louis Vaughn** to: Vimla Mariwalla, Mary Waller  
Cc: Teretha Adams, Sylvia Dillard, Geri Mccann

06/14/2011 10:41 AM

From: Louis Vaughn/DC/USEPA/US  
To: Vimla Mariwalla/DC/USEPA/US@EPA, Mary Waller/DC/USEPA/US@EPA  
Cc: Teretha Adams/DC/USEPA/US@EPA, Sylvia Dillard/DC/USEPA/US@EPA, Geri Mccann/DC/USEPA/US@EPA

For your records and jackets.

----- Forwarded by Louis Vaughn/DC/USEPA/US on 06/14/2011 10:39 AM -----

From: Louis Vaughn/DC/USEPA/US  
To: Janelle Kay <Janelle@PyxisRC.com>  
Date: 06/14/2011 10:39 AM  
Subject: Transfer 87284 REG 87811

Attached, is a copy of your Registration and Data Transfer from Willowood Propiconazole, LLC (87284) to Willowood Tebuconazole, LLC (87811). A hard copy will follow in the mail.

Product 87284-2 is now 87811-1



L\_87284\_RAD\_87811\_06\_13\_2011.pdf

Louis Vaughn  
Information Management Specialist  
U.S. Environmental Protection Agency  
Office of Chemical Safety and Pollution Prevention  
Information Technology and Resources Management Division  
PH: (703) 308-8114

Transfers of Registrations and/or Data Rights:  
<http://www.epa.gov/opprd001/registrationmanual/chapter16.html>

**PYXIS REGULATORY CONSULTING, INC.**

4110 136<sup>th</sup> St. NW  
Gig Harbor, WA 98332

Phone: 253-853-7369  
Fax: 253-853-5516  
www.PyxisRC.com

February 15, 2011

**OVERNIGHT DELIVERY**

Steve Robbins, Chief  
Information Services Branch (XFER)  
Information Technology & Resource Management Div. (7504P)  
Office of Pesticide Programs  
U.S. Environmental Protection Agency  
Room S-4900, One Potomac Yard  
2777 S. Crystal Drive  
Arlington, VA 22202

RE: Willowood Tebuconazole Technical (EPA Reg. No. 87284-2)  
Transfer of Product Registration and Data from Willowood Propiconazole, LLC (Company Number 87284) to Willowood Tebuconazole, LLC (Company Number 87811)

Dear Mr. Robbins,

Enclosed with this letter is a duly signed and notarized document pertaining to the transfer of the product registration and all data rights for the following product from Willowood Propiconazole, LLC (Company Number 87284) to Willowood Tebuconazole, LLC (Company Number 87811):

**Product Name**

Willowood Tebuconazole Technical

**EPA Registration Number**

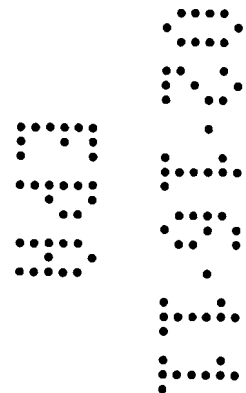
87284-2

A list of the data to be transferred to Willowood Tebuconazole, LLC is found in Appendix A of the transfer document.

If you have any questions, please contact me at (253) 853-7369 or by email at [Janelle@PyxisRC.com](mailto:Janelle@PyxisRC.com) if you have any questions or need any additional information.

Sincerely,

  
Janelle Kay



Enclosures

## TRANSFER AGREEMENT

Notification is made this 1<sup>st</sup> day of Jan., 2011, by and between the TRANSFEROR [Willowood Propiconazole, LLC] and the TRANSFEREE [Willowood Tebuconazole, LLC]. In consideration of mutual covenants and agreements made and/or for good and valuable consideration, the parties agree as follows:

1. **PARTIES**. For the purpose of this Agreement, "Parties" shall mean:

a) **TRANSFEROR** (Current Registrant and/or data submitter):

EPA Company Number: 87284

Name: Willowood Propiconazole, LLC

Address: 1600 NW Garden Valley Blvd.

City, State, Zip Code: Roseburg, OR 97471

State of Incorporation: Oregon

Name of Authorized Representative: Brian Heinze

Title of Authorized Representative: President & CEO

Original Signature of Authorized Representative: Brian Heinze

Date Signed: 1/31/11

b) **TRANSFEREE** (Company Receiving Registrations and/or data):

EPA Company Number: 87811

Name: Willowood Tebuconazole, LLC

Address: 1600 NW Garden Valley Blvd.

City, State, Zip Code: Roseburg, OR 97471

State of Incorporation: Oregon

Name of Authorized Representative: Brian Heinze

Title of Authorized Representative: President & CEO

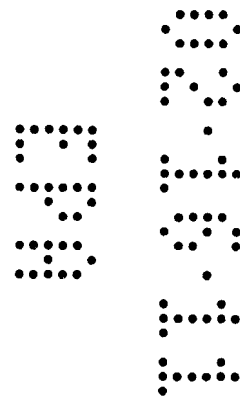
Original Signature of Authorized Representative: Brian Heinze

Date Signed: 1/31/11

2. **REGISTRATION**. For the purpose of this Agreement, "Registration" shall mean the following EPA registration number(s) and product name(s):

EPA Registration Number	Product Name
87284-2	Willowood Tebuconazole Technical

3. **REGISTRATION ASSIGNMENT**. Transferor does hereby irrevocably transfer to the Transferee all right, title and interest in the EPA registrations listed in this document.
4. **DATA ASSIGNMENT**. Transferor does hereby irrevocably transfer to the Transferee all right, title and interest in the items of data named herein. Data that are specifically part of this ASSIGNMENT are listed in APPENDIX A.
5. **WARRANTY OF TITLE**. Transferor warrants that it is the lawful owner of the property hereby conveyed and that such property (registrations and/or data) shall not serve as collateral or otherwise secure any loan or other payment arrangement or executory promise, and that the registration(s) shall not revert to the transferor unless a new transfer agreement is submitted to and approved by the Agency.
6. **REASON FOR TRANSFER**. The products and data are being transferred as a result of a business agreement (sale of registration) between the two parties.
7. **FALSE STATEMENTS**. The Transferor and Transferee understand that any false statement regarding these documents may be punishable under 18 U.S.C. 1001.
8. **TRANSFeree ACKNOWLEDGEMENT**. Transferee acknowledges that his rights and duties concerning registration under FIFRA and Title 40, Chapter 1 of the Code of federal Regulations will be deemed by EPA to be the same as those of the Transferor at the time the transfer is approved.



## TRANSFEROR AFFIRMATION STATEMENT

Reference: 40 CFR § 152.135(c) and 40 CFR § 152.98(b)

The TRANSFEROR Willowood Propiconazole, LLC hereby affirms that:

- (1) The person signing the transfer agreement is authorized by the registrant and/or original data submitter to bind the transferor;
- (2) No court order prohibits the transfer, and any required court approvals (if any) have been obtained; and
- (3) The transfer is authorized under all relevant Federal, State and local laws and all relevant corporate charters, bylaws, partnerships, or other agreements.

Brian Heinze  
Name  
Title President & CEO

Date: 1/31/11

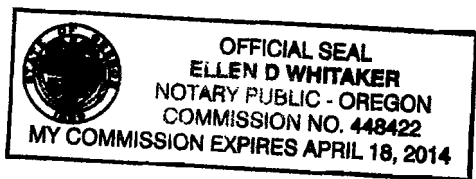
## NOTARIAL CERTIFICATE

State of Oregon

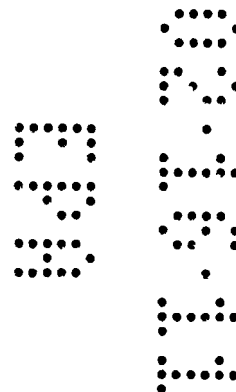
County of Douglas

Brian Heinze personally appeared

Before me on 2/1/2011 and attesting a signature

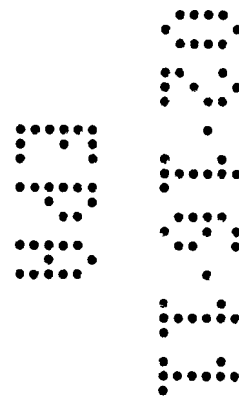


Ellen D. Whitaker



## APPENDIX A

MRID or other Identifying Administrative Number	Name of the Study	Exclusive Use?	Date the Study was Submitted to EPA
48143701	Tillman, A. M. Product Identity and Composition, Description of the Materials Used, Description of the Production Process, Discussion of the Formation of Impurities, Certified Limits, and Enforcement Analytical Method for Willowood Tebuconazole Technical.	N	July 2, 2010
48143702	Tillman, A. M. Purity Profile for 5 batches of Tebuconazole Technical.	N	July 2, 2010
48143703	Seal, S. Product Property Studies for Tebuconazole Technical.	N	July 2, 2010



**Summary Information For  
Product Registration - Section 3  
87284-2**

**Registration #:** 87284-2  
**Registration Name:** WILLOWOOD TEBUCONAZOLE TECHNICAL  
**Company:** 87284 - WILLOWOOD PROPICONAZOLE, LLC  
**Current Status:** Active - Conditionally Registered (25-Jan-2011)  
**Restricted Use:** No

**Active Ingredients**

PC Code	CAS #	Ingredient Name	Percent Active
<u>128997</u>	107534-96-3	Tebuconazole	98.5
Total Rows: 1			

**Organization:** RD / FB  
**Team:** Registration Division, Risk Management Team 21  
Waller, Mary (703) 308-9354  
**Child Resistant Package:** Product Involve CRP? N/A  
CRP Status? N/A  
CRP Certificate Acceptable? N/A  
CRP Certificate Decision Date: N/A  
Withdraw Date (if voluntary): N/A  
**Signal Word:** Caution  
**Physical Form:** Technical Chemical  
**Pesticide Category:** FUNGICIDE/FUNGISTAT  
**Label Image:** [View Label Image](#)

**Study Information For  
Product Registration - Section 3  
87284-2**

MRID	Citation	Receipt Date
48143700	Willowood Propiconazole, LLC (2010) Submission of Product Chemistry Data in Support of the Application for Registration of Tebuconazole Technical. Transmittal of 4 Studies.	02-Jul-2010
48143701	Tillman, A. (2010) Product Identity and Composition, Description of the Materials Used, Description of the Production Process, Discussion of the Formation of Impurities, Certified Limits, and Enforcement Analytical Method for Willowood Tebuconazole Technical. Project Number: WW/201006, 494/TC/M/3. Unpublished study prepared by Willowood Propiconazole, LLC. 124 p.	02-Jul-2010
48143702	Tillman, A. (2010) Purity Profile for 5 Batches of Tebuconazole Technical. Project Number: A/3166, R/A3166. Unpublished study prepared by Anadiag S.A. 161 p.	02-Jul-2010
48143703	Seal, S. (2010) Product Property Studies for Tebuconazole Technical. Project Number: 2151. Unpublished study prepared by Pyxant Labs, Inc. 52 p.	02-Jul-2010
48143704	Tillman, A. (2010) Willowood Tebuconazole Technical Physical and Chemical Property Waiver Requests. Project Number: WW/201007. Unpublished study prepared by Willowood Propiconazole, LLC. 7 p.	02-Jul-2010
48499500	Willowood Propiconazole, LLC (2011) Submission of Product Chemistry Data in Support of the Registration of Willowood Tebuconazole Technical. Transmittal of 2 Studies.	06-Jun-2011
48499501	Tillman, A. (2011) Product Identity and Composition, Description of the Materials Used, Description of the Production Process, Discussion of the Formation of Impurities, Certified Limits, and Enforcement Analytical Method for Willowood Tebuconazole Technical. Project Number: WW/201102. Unpublished study prepared by Willowood Propiconazole, LLC. 113 p.	06-Jun-2011
48499502	Agarwal, M. (2006) Preliminary Analysis of Five Representative Production Batches of Tebuconazole Technical Grade Active Ingredient (TGAI) to Determine % Tebuconazole and to Quantify its Associated Impurities: Willowood Tebuconazole Technical: Report. Project Number: 5471. Unpublished study prepared by Jai Research Foundation. 175 p.	06-Jun-2011
Total Rows: 8		

X-OR

**Summary Information For  
Company 87284, WILLOWOOD PROPICONAZOLE, LLC**

**Company No:** 87284  
**Company Name:** WILLOWOOD PROPICONAZOLE, LLC  
**Division Name:**  
**Office Name:**  
**Branch Name:**  
**Agent Name:** PYXIS REGULATORY CONSULTING, INC.  
**Agent Contact:** JANELLE KAY  
**Agent Phone:** (253) 853-7369  
**Official Address:** 4110 1136TH STREET, NW  
GIG HARBOR, Washington 98332  
UNITED STATES  
**Date of Current Update:** 06-Jul-2010  
**Reason for Current Update:** Other

X-EE

**Summary Information For  
Company 87811, WILLOWOOD TEBUCONAZOLE, LLC**

**Company No:** 87811  
**Company Name:** WILLOWOOD TEBUCONAZOLE, LLC  
**Division Name:**  
**Office Name:**  
**Branch Name:**  
**Agent Name:** PYXIS REGULATORY CONSULTING INC  
**Agent Contact:** JANELLE KAY  
**Agent Phone:** (253) 953-7369  
**Official Address:** 4110 136TH ST. NW  
GIG HARBOR, Washington 98332  
UNITED STATES  
**Date of Current Update:** 10-Aug-2010  
**Reason for Current Update:** Letter